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**AMENDMENT UNDER 37 CFR 1.116
EXPEDITED PROCEDURE –
EXAMINING GROUP 3769**

TOWNSEND and TOWNSEND and CREW LLP

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Jose R. Lopez, Jr.

PATENT
Attorney Docket No.: 018158-024000US
Client Ref. No.: VX-1204

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Dimitri Chernyak

Application No.: 10/849,573

Filed: May 18, 2004

For: BINOCULAR OPTICAL
TREATMENT FOR PRESBYOPIA

Customer No.: 20350

Confirmation No. 6344

Examiner: SHAY, David M.

Technology Center/Art Unit: 3769

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EXPEDITED PROCEDURE EXAMINING
GROUP 3769**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Final Office Action mailed October 31, 2008 on the above-referenced application, please enter the following amendments and remarks:

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks/Arguments begin on page 9 of this paper.